

Amendments to Senate Bill No. 305
1st Reading Copy

SENATE LOCAL GOVERNMENT

EXHIBIT NO. 20

DATE 2-18-09

Requested by Senator Jeff Essmann

BILL NO. SB305

For the Senate Local Government Committee

Prepared by Leanne Heisel
February 18, 2009 (12:01pm)

SB 305-E

Replaces languages in Section 4 of the bill with subsection (2) below, dealing with payment for extension of capital facilities.

1. Page 6, line 1 through line 15.

Strike: section 4 in its entirety

Insert: "Section 3. Section 76-3-510, MCA, is amended to read:

"76-3-510. Payment for extension of capital facilities. (1)

A local government may require a subdivider to pay or guarantee payment for part or all of the costs of extending capital facilities related to public health and safety, including but not limited to public roads, sewer lines, water supply lines, and storm drains to a subdivision. The costs must reasonably reflect the expected impacts directly attributable to the subdivision. A local government may not require a subdivider to pay or guarantee payment for part or all of the costs of constructing or extending capital facilities related to education.

(2) All fees, costs, or other money paid by a subdivider under this section must be expended on the capital facilities for which the payments were required."

{Internal References to 76-3-510: None.}"

- END -